

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. Of: TOUNAI  
Serial No.: 10/813,834  
Filed March 31, 2004  
For: METHOD OF TESTING MASK PATTERN AND...  
Group: 2624 Confirmation No. 6044  
Examiner: PARK, EDWARD DOCKET: NEC A433

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT C UNDER RULE 116**  
**REQUEST FOR RECONSIDERATION AND**  
**TELEPHONE INTERVIEW SUMMARY**  
**REMARKS ONLY**

Dear Sir:

This Request for Reconsideration and Telephone Interview Summary is being filed in response to the Final Action mailed July 31, 2008.

As discussed in the recent telephone interview (the Examiner is thanked for his courtesy in granting the telephone interview) the rejection of claims 1-3, 8-10 and 15-17 and 21-26 under 35 USC §103(a) as being unpatentable over U.S. Patent No. 5,705,301 to Garza et al. (hereinafter "Garza") in view of US Patent No. 6,453,274 to Kamon, (hereafter Kamon), is in error. Independent claims 1, 8 and 15 require, in part, the feature "dividing said first pattern into a plurality of areas . . . wherein a test standard for a first area among said areas and a test

**HAYES SOLOWAY P.C.**  
3450 E. SUNRISE DRIVE,  
SUITE 140  
TUCSON, AZ 85718  
TEL. 520.882.7623  
FAX. 520.882.7643

175 CANAL STREET  
MANCHESTER, NH 03101  
TEL. 603.668.1400  
FAX. 603.668.8567